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MIKE GLEASON - Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

ORIGINAL



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ARIZONA CORPORATION COMMISSION

MEMORANDUM

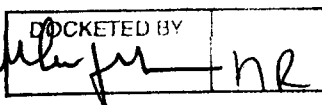
TO: Mike Gleason, Chairman  
William A. Mundell  
Jeff Hatch-Miller  
Kristin K. Mayes  
Gary Pierce

Arizona Corporation Commission

DOCKETED

NOV 21 2007

FROM: Matthew J. Neubert  
Director of Securities



AZ CORP COMMISSION  
DOCKET CONTROL

2007 NOV 21 P 3:25

RECEIVED

DATE: November 21, 2007

RE: Bob's Cash Express, Inc., Bob's Land One, Inc., Challenge/Land USA, Inc.,  
Arizona Digital Security Tech., Inc., American Dish Tech., Inc., Robert H.  
Roberts, Donald P. Shoemaker, Garrett L. Wright (a/k/a Garrett Lee), Dan  
("D.J.") R. Harper, Michael J. Sagnelli, and Joyce Goodman (S-03474A-02-0000)

CC: Dean S. Miller, Interim Executive Director

Attached is a proposed Order of Dismissal Without Prejudice for Respondents Donald P. Shoemaker and Michael J. Sagnelli.

A Temporary Cease and Desist Order (TC&D) and Notice of Opportunity for Hearing ("Notice") was entered on May 8, 2002 against Bob's Cash Express, Inc. ("Cash Express"), Bob's Land One, Inc. ("Land One"), Challenge/Land USA, Inc. ("Challenge"), Arizona Digital Security Tech, Inc. ("ADST"), American Dish Tech, Inc. ("ADT"), Robert H. Roberts ("Roberts"), Ronald P. Shoemaker ("Shoemaker"), Garrett L. Wright (aka Garrett Lee) ("Wright"), Dan ("D.J.") R. Harper ("Harper"), Michael J. Sagnelli ("Sagnelli") and Joyce Goodman ("Goodman").

With the exception of Sagnelli, the Respondents were duly served with copies of the Notice. At the time of the issuance of the TC&D, it was believed that Sagnelli resided in Michigan; however, attempts at service were unsuccessful. Sagnelli's current whereabouts are unknown.

With the exception of Sagnelli, the Respondents requested a hearing.

An Order to Cease and Desist, Order of Restitution, Order for Administrative Penalties and Consent to Same was entered on March 5, 2003 against Cash Express, Land One, Challenge, ADST, ADT, Roberts, Wright, Harper, and Goodman ("Consent"). The Consent ordered the settling Respondents to pay, jointly and severally, restitution as follows: (1) Cash Express, Land One, Challenge, ADST, ADT, and Roberts in the amount of \$653,320; (2) Harper and Wright in the amount of \$261,328.328; and (3) Goodman in the amount of \$228,662.00. The Consent also ordered the settling Respondents to pay, jointly and severally, an administrative penalty in the amount of \$40,000.

Incorporated into the Consent was a Consent to Forfeiture wherein the settling Respondents agreed to forfeit any interest in certain funds and a vehicle which had been seized as part of a criminal investigation being conducted by the Office of Attorney General in this matter.

To date, approximately \$193,989.34 has been distributed to investors.

The Division lost contact with Shoemaker in early 2003, and has been unable to ascertain his current whereabouts.

Based on the foregoing, the Division recommends that the administrative proceeding against Respondents be dismissed without prejudice, with both parties paying their respective attorneys' fees and costs.

originator: Julie Coleman

1                   **BEFORE THE ARIZONA CORPORATION COMMISSION**

2                   **COMMISSIONERS**

3                   MIKE GLEASON, Chairman  
4                   WILLIAM A. MUNDELL  
5                   JEFF HATCH-MILLER  
6                   KRISTIN K. MAYES  
7                   GARY PIERCE

8 In the matter of:

) DOCKET NO. S-03474A-02-0000

9 BOB'S CASH EXPRESS, INC.  
10 2155 East University Drive, Suite 110  
11 Tempe, Arizona 85281

)  
)  
) DECISION NO. \_\_\_\_\_

12 BOB'S LAND ONE, INC.  
13 2155 East University Drive, Suite 110  
14 Tempe, Arizona 85281

) **ORDER OF DISMISSAL WITHOUT**  
) **PREJUDICE**

15 CHALLENGE/LAND USA, INC.  
16 2155 East University Drive, Suite 110  
17 Tempe, Arizona 85281

) **RE: DONALD P. SHOEMAKER and**  
) **MICHAEL J. SAGNELLI**

18 ARIZONA DIGITAL SECURITY TECH., INC.  
19 2155 East University Drive, Suite 110  
20 Tempe, Arizona 85281

21 AMERICAN DISH TECH., INC.  
22 2155 East University Drive, Suite 110  
23 Tempe, Arizona 85281

24 ROBERT H. ROBERTS  
25 1300 West Warner Road, #2113  
26 Gilbert, Arizona 85233

DONALD P. SHOEMAKER  
555 North May Street, #14  
Mesa, Arizona 85201

GARRETT L. WRIGHT (A/K/A GARRETT LEE)  
5530 North 17<sup>th</sup> Avenue, Apt. #A23  
Phoenix, AZ 85015

DAN ("D.J.") R. HARPER  
550 East Earll Drive, #7  
Phoenix, Arizona 85012

1 MICHAEL J. SAGNELLI )  
 2 4011 West Camelback Road, Apt. Q-11 )  
 3 Phoenix, Arizona 85019 )

3 JOYCE GOODMAN )  
 4 2141 South Palo Verde Drive )  
 5 Apache Junction, Arizona 85220 )

5 Respondents. )  
 6

7 A Temporary Cease and Desist Order and Notice of Opportunity for Hearing ("Notice")  
 8 was entered on May 8, 2002 against Bob's Cash Express, Inc. ("Cash Express"), Bob's Land  
 9 One, Inc. ("Lane One"), Challenge/Land USA, Inc. ("Challenge"), Arizona Digital Security  
 10 Tech, Inc. ("ADST"), American Dish Tech, Inc. ("ADT"), Robert H. Roberts ("Roberts"),  
 11 Ronald P. Shoemaker ("Shoemaker"), Garrett L. Wright (aka Garrett Lee) ("Wright"), Dan  
 12 ("D.J.") R. Harper ("Harper"), Michael J. Sagnelli ("Sagnelli") and Joyce Goodman  
 13 ("Goodman") (collectively, the "Respondents").

14 With the exception of Sagnelli, the Respondents were duly served with copies of the  
 15 Notice.

16 With the exception of Sagnelli, the Respondents requested a hearing.

17 An Order to Cease and Desist, Order of Restitution, Order for Administrative Penalties  
 18 and Consent to Same was entered on March 5, 2003 against Cash Express, Challenge, Land One,  
 19 ADST, ADT, Roberts, Wright, Harper, and Goodman.

20 The Arizona Corporation Commission having reviewed this matter and being advised in  
 21 the premises,

22 IT IS HEREBY ORDERED that these proceedings are hereby dismissed without prejudice  
 23 and that each party shall be responsible for their respective costs and attorney's fees.

24 ...

25 ...

26 ...

IT IS FURTHER ORDERED that this Order shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, DEAN S. MILLER, Interim Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

DEAN S. MILLER  
Interim Executive Director

DISSENT

DISSENT

This document is available in alternative formats by contacting Linda Hogan, ADA Coordinator, voice phone number 602-542-3931, e-mail [lhogan@azcc.gov](mailto:lhogan@azcc.gov).

(JC)